

UNITED STATES PATENT AND TRADEMARK OFFICE

Under Secretary of Commerce for Intellectual Property and Director of the United States Patent and Trademark Office Washington, DC 20231

JAN 17 2003

Wilson Sonsini Goodrich & Rosati 650 Page Mill Road Palo Alto, CA 94304-1050 Paper No. /2

In re Application of

: DECISION ON PETITION

Lytton A. Williams

TO WITHDRAW

Serial No. : 09/644,026

HOLDING OF

Filed

: August 22, 2000

ABANDONMENT

For

: Method and Apparatus for Intervertebral Implant

Anchorage

This is a decision on petitioner's request filed December 30, 2002 to review the holding of abandonment mailed December 17, 2002 for failure to respond to the Office action mailed March 25, 2002. There is no fee required for this petition.

In support of the request, petitioner has submitted a copy of a response (a Request for Continued Examination (RCE) that included an amendment), and a copy of a PTO stamped receipt dated May 2, 2002.

In view of the above, the Notice of Abandonment mailed December 17, 2002, is in error and is hereby vacated. The holding of abandonment is withdrawn. Upon the mailing of this decision, the application will be forwarded to the Examiner via the Legal Instruments Examiner for entry, processing and consideration of the RCE.

Summary: Holding of Abandonment Withdrawn.

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